

Jason Sheasby SBN 205455
jsheasby@irell.com
IRELL & MANELLA
1800 Avenue of the Stars, Suite 900
Los Angeles, California 90067-4267
Telephone: (310) 277-1010
Facsimile: (310) 203-7199

Catherine Y. Lui SBN 239648
clui@orrick.com
ORRICK, HERRINGTON & SUTCLIFFE LLP
405 Howard St,
San Francisco, CA 94105
Telephone: (415) 773-5700
Facsimile: (415) 773 5759

Daniel P. Watkins (*pro hac vice*)
daniel.watkins@mwpp.com
Amy M. Roller (*pro hac vice*)
amccannroller@mwpp.com
MEIER WATKINS PHILLIPS PUSCH LLP
919 18th Street NW, Suite 650
Washington, DC 20006
Telephone: (202) 318-3655

Kristopher R. Wood SBN 284727
kristopher.wood@orrick.com
Catherine L. Malone SBN 325283
cmalone@orrick.com
ORRICK, HERRINGTON & SUTCLIFFE LLP
2050 Main Street Ste. 1100
Irvine, CA 92614
Telephone: (949) 567 6700
Facsimile: (949) 567-6710

Attorneys for Plaintiff Kytch, Inc.

Attorneys for Defendant McDonald's Corp.

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

KYTCH, INC.,

Plaintiff,

v.

MCDONALD'S CORPORATION,

Defendant.

Case No. 23-cv-01998-TSH

STIPULATION TO STAY ACTION
AND
PROPOSED ORDER

Dept: Courtroom E, 15th Floor
Judge: Honorable Thomas S. Hixson

1 WHEREAS Plaintiff Kytch, Inc. (“Plaintiff”) and Defendant McDonald’s
2 Corp., (“Defendant”) are parties to a civil action entitled *Kytch, Inc. v. McDonald’s*
3 *Corporation*, in the United States District Court for the Northern District of
4 California, Case No. 23-cv-01998-TSH (the “N.D. Cal. Litigation”);

5 WHEREAS Plaintiff was also prosecuting a related case in the Superior Court
6 for the State of California for the County of Alameda (“the Alameda Litigation”);

7 WHEREAS on March 7, 2024, Defendant participated in a mediation with
8 Plaintiff and the Defendants in the Alameda Litigation in the hope of achieving a
9 global settlement of the pending disputes; and

10 WHEREAS on March 14, 2024, the parties tentatively reached an agreement
11 for settlement of both the Alameda Litigation and the N.D. Cal. Litigation, which
12 they are working to finalize;

13 IT IS HEREBY STIPULATED AND AGREED, by and between the
14 undersigned counsel that:

15 To promote judicial economy and efficiency, all proceedings before this
16 Court in this action are stayed for ninety (90) days to allow the Parties to finalize
17 and execute the settlement agreement. Should the Parties be unsuccessful in
18 resolving the matter by the end of the stay period, the Parties will meet and confer
19 and submit a schedule for proceeding with this matter.

20 **IT IS SO STIPULATED.**

21 Dated: March 15, 2024

Respectfully submitted,

22 FOR PLAINTIFF KYTCH, INC.

23 /s/ Daniel P Watkins

24 DANIEL P. WATKINS
25 Meir Watkins Phillips Pusch LLP
26 Attorney for Plaintiff Kytch, Inc.
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1 Dated: March 15, 2024 FOR DEFENDANT MCDONALD'S CORP.

2
3 /s/ Catherine Y. Lui

4 CATHERINE Y. LUI
5 Orrick, Herrington & Sutcliffe, LLP
6 *Attorney for Defendant McDonald's Corp.*

7 **[PROPOSED] ORDER**

8 PURSUANT TO STIPULATION, IT IS SO ORDERED.

9 DATED this ____ day of March, 2024.

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12 Honorable Thomas S. Hixson
13 United States District Court Judge
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ATTESTATION

I, Catherine Lui, am the ECF User whose ID and password are being used to file this Stipulation To Stay Action And Proposed Order. In compliance with Civil L.R. 5-1(i), I hereby attest that concurrence in the filing of this document has been obtained from each of the other signatories.

Dated: March 15, 2024

/s/ Catherine Y. Lui

CATHERINE Y. LUI
Orrick, Herrington & Sutcliffe, LLP
Attorney for Defendant McDonald's Corp.